

## COTTAGE FOOD LAW REPORT

# Sarpy County

Nebraska · Papillion · FIPS 31153 · Population 191,272 ·  
Crosodo Index #789\*

## STATE BASELINE

Neb. Rev. Stat. §81-2,280

## STATE TIER

Good

## ANNUAL SALES CAP (STATE)

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## CONFIDENCE

MEDIUM

## LAST VERIFIED

2026-05-05

**IMPORTANT — NOT LEGAL ADVICE**

This report compiles publicly-available statutes, regulations, and county zoning rules into a research reference. It is **not legal advice** and is provided **without warranty** as to accuracy, completeness, or current applicability.

Cottage food law changes frequently. Counties may amend zoning, health departments may issue new permits, and state legislatures may update statutes after the publication date shown above.

**Always verify rules directly with your state department of health/agriculture and your county health and planning offices before relying on them for any business or regulatory decision.** Consult a licensed attorney for advice specific to your situation.

NEBRASKA: SARPY COUNTY

CROSODO INDEX #789\* · FIPS 31153 · Papillion

# Sarpy County

Population 191,272 · State baseline: Neb. Rev. Stat. §81-2,280 · **MEDIUM**

### QUICK VIEW FOR BAKERS IN THIS COUNTY

**HOME KITCHEN ALLOWED?**

Yes (Nebraska cottage food law (§81-2,280, significantly amended by LB262 effective July 19, 2024) allows non-TCS foods from a private home kitchen plus some TCS foods with additional handling requirements. Registration required. Food handler certification required. Direct-to-consumer sales only (no wholesale to restaurants or grocery stores). No annual sales cap. Sarpy County is in the Omaha metro area.)

**SEPARATE KITCHEN REQUIRED?**

No

**PETS ALLOWED?**

No explicit state-level pet restriction in Nebraska cottage food statute. Standard GMP practices apply.

**HOME OCCUPATION PERMIT?**

Conditional (Sarpy County and municipalities (Papillion, Bellevue, La Vista, Gretna, Ralston) may require home occupation permits. Contact Sarpy County Planning Department (sarpy.gov) or relevant municipal planning office. Nebraska does not have a statewide preemption of local home occupation zoning.)

**ON-SITE / PORCH PICKUP?**

Yes

**INSPECTION REQUIRED?**

No (No routine inspection under Nebraska cottage food law. Nebraska Department of Agriculture may investigate upon complaint.)

### Home kitchen rules

<b>HOME KITCHEN ALLOWED</b>	Yes — Nebraska cottage food law (§81-2,280, significantly amended by LB262 effective July 19, 2024) allows non-TCS foods from a private home kitchen plus some TCS foods with additional handling requirements. Registration required. Food handler certification required. Direct-to-consumer sales only (no wholesale to restaurants or grocery stores). No annual sales cap. Sarpy County is in the Omaha metro area.
<b>SEPARATE DEDICATED KITCHEN</b>	No
<b>PET RESTRICTIONS</b>	No explicit state-level pet restriction in Nebraska cottage food statute. Standard GMP practices apply.
<b>WATER SUPPLY</b>	No specific water testing requirement documented for Nebraska cottage food operations.
<b>HANDWASHING</b>	Food handler certification required, covering handwashing and hygiene.
<b>FOOD STORAGE</b>	Non-TCS foods standard; some TCS foods now allowed (LB262, 2024) with specific handling requirements. Prohibited: animal parts, raw milk, raw eggs, unpasteurized juice, infused oils/honey, sprouts, low-acid/hermetically-sealed acidified foods, tofu/tempeh, kimchi/kombucha.

### Inspection & permitting

<b>INSPECTION REQUIRED</b>	No — No routine inspection under Nebraska cottage food law. Nebraska Department of Agriculture may investigate upon complaint.
<b>HOME OCCUPATION PERMIT</b>	Conditional — Sarpy County and municipalities (Papillion, Bellevue, La Vista, Gretna, Ralston) may require home occupation permits. Contact Sarpy County Planning Department (sarpy.gov) or relevant municipal planning office. Nebraska does not have a statewide preemption of local home occupation zoning.
<b>LOCAL BUSINESS LICENSE</b>	Varies

### Customer-facing rules

ON-SITE CUSTOMER PICKUP	Yes
ON-SITE SIGNAGE	Conditional
DELIVERY / PICKUP RULES	Nebraska cottage food allows direct-to-consumer sales at farmers markets, fairs, festivals, craft shows, events, home pickup, and delivery. No wholesale to restaurants/grocery stores.
MAX EMPLOYEES IN HOME	No explicit employee cap in Nebraska cottage food statute. Home occupation zoning may restrict non-resident employees.

### Relevant county code

Neb. Rev. Stat. §81-2,280; Sarpy County zoning ordinances (contact Planning for home occupation)

#### RESEARCH NOTES

Nebraska state baseline applies. Sarpy County (county seat: Papillion) is the fastest-growing county in Nebraska, part of the Omaha metro area. Nebraska LB262 (2024) was a significant expansion allowing some TCS foods with additional handling requirements. No county-specific URLs or overrides found. Registration required with Nebraska Department of Agriculture.

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#### SOURCES VERIFIED AT RESEARCH TIME

<https://www.sarpy.gov>

[https://nda.nebraska.gov/foods/processed\\_food/cottage\\_foods.html](https://nda.nebraska.gov/foods/processed_food/cottage_foods.html)

<https://nebraskalegislature.gov/laws/statutes.php?statute=81-2,239.05>

**Questions?** Join the Crosodo Forum to discuss your county’s specific zoning rules at <https://crosodo.com/nb/nebraska/sarpy-county-discuss>

## Bordering counties — cottage food law

Regulation	Sarpy County	Douglas County	Cass County
HOME KITCHEN ALLOWED	Yes	Yes	Yes
SEPARATE DEDICATED KITCHEN	No	No	No
PETS ALLOWED	No explicit state-level pet restriction in Nebraska cottage food statute. Standard GMP practices apply.	No specific state cottage food pet restriction; general sanitation standards apply	Not specified in state law; good sanitation practices required
INSPECTION REQUIRED	No	No	No
ON-SITE CUSTOMER PICKUP	Yes	Yes	Yes
ON-SITE SIGNAGE	Conditional	Conditional	Conditional
DELIVERY / PICKUP	Nebraska cottage food allows direct-to-consumer sales at farmers markets, fairs, festivals, craft shows, events, home pickup, and delivery....	Direct consumer sales: farmers markets, fairs, festivals, craft shows, other public events, home pickup/delivery. Online/mail order within ...	Direct delivery to consumer permitted in-state; no wholesale to retailers
HOME OCCUPATION PERMIT	Conditional	Conditional	Varies
LOCAL BUSINESS LICENSE	Varies	Varies	Varies
RESTRICTIONS	Nebraska cottage food law (§81-2,280, significantly amended by LB262 effective July 19, 2024) allows non-TCS foods from a private home kitc...	Non-TCS foods only (LB 262 of 2024 expanded allowed foods but still excludes: animal products/byproducts, raw milk/milk products, raw eggs,...	State law permits cottage food production from a private home kitchen. Registration required with Nebraska Department of Agriculture. Direc...
FOOD STORAGE	Non-TCS foods standard; some TCS foods now allowed (LB262, 2024) with specific handling requirements. Prohibited: animal parts, raw milk, r...	Standard home kitchen storage; safe handling to prevent adulteration	Appropriate storage to maintain product safety
POPULATION	191,272	582,638	27,132

## State context — Nebraska cottage food law

Sarpy County's rules sit on top of Nebraska's state cottage food framework. The state law sets the floor — counties can add but cannot remove protections.

<b>STATUTE</b>	<b>ANNUAL SALES CAP</b>
Neb. Rev. Stat. §81-2,280 (producer of food at private home); §81-2,239 et seq. (Nebraska Pure Food Act)	—
<b>REGISTRATION REQUIRED</b>	<b>FOOD HANDLER CERT</b>
Yes	Yes
<b>KITCHEN INSPECTION</b>	<b>DIRECT SALES ONLY</b>
No	Yes
<b>INDIRECT SALES</b>	
No — Sales must be direct-to-consumer. Wholesale to restaurants, grocery stores, or distributors is not permitted under the cottage food framework. Non-TCS foods may be mailed; TCS foods must be delivered in person by the producer within 2 hours.	

For the full state-level analysis including the verbatim statute text, see the [Nebraska cottage food law report](#).

### STATE-LEVEL REFERENCES

State statute: <https://nebraskalegislature.gov/laws/statutes.php?statute=81-2,239.05>

State dept cottage food page: [https://nda.nebraska.gov/foods/processed\\_food/cottage\\_foods.html](https://nda.nebraska.gov/foods/processed_food/cottage_foods.html)

Forrager.com: <https://forrager.com/law/nebraska/>

# Questions?

Join the Crosodo Forum to discuss Sarpy County's specific zoning rules, permits, and what other home bakers are seeing locally.

<https://crosodo.com/nb/nebraska/sarpy-county-discuss>

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